



S. RUSSELL SYLVA
Commissioner

935-2160

4-15-86
FILE COPY

The Commonwealth of Massachusetts
Department of Environmental Quality Engineering
Metropolitan Boston - Northeast Region
5 Commonwealth Avenue
Woburn, Massachusetts 01801

APRIL 15, 1986

North Beverly Environmental
Action Committee
P.O. Box 8
Wenham, MA 01984

RE: BEVERLY - Vitale Dumpsite -
L.P. Henderson Rd. and
Cabot Street

Dear Ladies and Gentlemen:

Governor Dukakis has asked me to respond to your letter of December 19, 1985 regarding environmental concerns raised by citizens in the Wenham Lake area of Beverly. The Department of Environmental Quality Engineering (the Department) has re-opened the file on the subject site, located between the Beverly Airport and Wenham Lake in Beverly in response to your concerns.

This case had been brought to the attention of the Department as early as 1967 when the property owners, the Vitales, were filling in the site with flyash and solid waste, even though the site was not properly assigned for such use by the Beverly Board of Health. Since that time, State and local efforts to remediate site conditions have not been successful. Therefore, the Department has decided to bring enforcement action against the Vitales, and against the City of Beverly which took over the land in 1980 for non-payment of taxes. In the Orders, violations of laws regarding solid waste, wetlands, water supply, water pollution and hazardous waste were cited. The attached Administrative Orders will be enforced by the Department to the fullest extent of the law.

The Orders should be self-explanatory. Further actions relative to other environmental conditions in the area may ensue. If you have any questions with the Orders, please call Steve Johnson of my staff at 935-2160.

Thank you for your interest in this matter.

Very truly yours,

Richard J. Chalpin
Richard J. Chalpin
Acting Regional
Environmental Engineer

RJC/SJ/ae

cc: Governor Michael Dukakis
Secretary James S. Hoyte, Executive Office of Environmental Affairs
Commissioner S. Russell Silva, DEQE
Mr. Merrill S. Hohman, EPA



SEMS DocID

621121